App. F. IX-4

Previous References

V.P 15-28-5-7, 10, 22-23

Mis 177-29-1-G

193 b. (Mysore)

File No. 327—36

Serial Nos. 1-8

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for September 1937

SUBJECT.

Collection of ground rent from tolls at the Shandy and Jatra at Pattanaikanahalli Sira Tk and the acquisition of lands for the extension of the Jatra grounds.

81. Agent- Pattanaikanahalli Mutt Sira Tk

WD 0418—GPB—22,500—29-8 36

No L. 2898/LR 1278-37

States that the Govt do not interfere with the existing rights of the Mutt but is not in favour of granting any

Acquisition of certain lands required for the Jakkur Aerodrome in Bangalore District.

[App. F. III—2

General and Revenue Secretariat — File No. 327 of 1936

Serial No.	
1.	Petition dated 27/5/36 filed by Mr. S. V. Ramanuja Rao Advocate for Muddanayya Avadhuthara Agent Pallanayakanahalli Mutt - Gowdagere Hobli Sira Taluk praying for the acquisition of certain lands etc required for the Jakkur Ground, at the place (1) It is now the desire of the Mutt in whose favour a grant was made - the facilities the agent of the Mutt has prayed for are as in para 2 (1) to (5) - (2) Papers in the first instance the M-e will call for report from the Deputy Commr. Tumkur in whose District the remaining grounds in Gowdagere Hobli, Sira Taluk are situated. (3) For orders 3) Petn may be sent to M-e for report 11/4 Jt Secy) 4) Submitted 12/4 Memo of transfer has come up on the P.U.D is noted for record 13/4 Petn. Sent to M-e vide no 1376 of 16-4-36 8) A draft reminder to the M-e submitted 16/6 19/6

RECEIVED ON 20 JUN. 1936 GENL. & REV. SECTT.

NOTE—Contn. Sheet.

WD 0434—GPB—15,000—12-10-36

File No. 32 of 1936 (50)

General and Revenue Secretariat

Serial No.

1649 dated 20.6.1936
The M.C in Mysore
Requested him to expedite submission
of the report called for above.

Lrs A
26/6

Petition of 23.12.36 from Muddu Rangara
Dutar, Swamiof Gunda Brahmeswara Swamiji
Mutt at Pallangayakanahalli Sira Tq -
Tumkur Dist praying that he may be
heard before final orders are passed
on his representation

10) Orders of Govt. See on the P & D:-
Please look into the papers.

11) This Govt. file on the subject. The
Deputy Commr. Tumkur in his letter dated
regarding certain land granted for
the use of the people of Pallangayakanahalli
village of the Sira Tq - This was forwarded
to the M.C. for report. Though the petitioner
in his representation addressed the Commr.
Tumkur, the Counsel for
him has enclosed the number and date
of this Office memo with which this was
sent to the M.C. for report. This was done
because he got this information.

2 letters not-
from Dpty
this section-
r

12) A number of reminders has
been issued to the M.C. The report
called for has not been received -
In the circumstances, the P. & D Secy
is requested to take the matter
up with the M.C. and obtain the report
at the earliest.

GENERAL SECRETARY.
24 DEC. 1936

13) May be moved to be sent to Commissioner.
with request to expedite the report

Report to since received

Gen Secy 15 Dec 12 24/12 - 26/12 - 28/12

General and Revenue Secretariat Mdg File No. of 1936-37

Serial No.	
4	Letter no C 1362/33-34 of 21-12-1936 from the Magistrate Commissioner stating that the Mutt and the temple at Patnagahanahalli Village are private institutions and submitting a report on the several requests by the petitioner - 1(a) The several requests of the petr have been enumerated in paras 2 & 3 of the P.W.D. These are matters to be dealt with in the L.S.G & Prohn Branches. There is no item to be dealt with in the Mdg. Dr & if adpd. it will be transferred to L.S.G GS 29-12-36 To transfer to L.S.G. Branch. (16) 2/38/1/1- 1 The two points on which action has to be taken in the L.S.G. Branch are set forth in para 3 (a) & (b) of the Revenue Magistrate Commr's report (P.W.D). 2 Para 3(a) relates to the request of the Swamy of the Mutt that permission may be granted for the collection of ground rent or fee in goods and at the Thandy and the Jatra and also that a Panchayat Board may be formed for the Mutt is

GEN. & REV. SEC. - 5 JAN. [redacted]

3037

Sent 9-1-37

NOTE—Contn. Sheet.

WD 0434—GPB—15,000—12-10-36

Petition of the Swamy of Pattamkavadathu trust for certain concessions

3037

Madras File No. of 1933-34 — General and Revenue Secretariat

	Serial No.
enjoying certain concessions in the shape of exemption from the village Panchayat taxation & that he is not in favour of granting any more concessions. The Revenue Court (Mangalam Court) states that this view is correct & that he agrees with it. The opinion of the D.C supported by the Mangalam Court may therefore be accepted	A
3(b) contains a plea for the acquisition of certain lands for the Jatra grounds on behalf of the trust. The D.C. states that he cannot recommend the ~~exception~~ acquisition as it is not for a public purpose & that the benefit of acquisition goes to a private body. The Mangalam Court agrees with this view. As the trust is a private one & not a Mangalam trust, the above opinion may be accepted. If the trust are anxious to improve their resources and acquire more lands for the Jatra grounds, they may come to an understanding with the Local Fund Board and hand over the Shandy as well as the Jatra to the control & management of that body. This view may be informed.	B
	C

Petition of the Swamy of 5747 836 p

Secretariat

General and Revenue Secretariat — File No. — of 1936 — [App. F. III—2

Serial No. | to the Protection Branch, in regard to the request

Sra 20/2/37 — To A, B & C may all be approved 22/2/37

Sec: Secy) — 4/3/37

Protection Branch) Ans: 4.3.37 — hg 4.3.

BNR 4.3.37) Police Section

21 Action has to be taken in the Police Section only in respect of the exemption of the Swami from the Arms Regln in respect of a double barrelled Muzzle loading gun, recommended by the Mysore Commr in para 3(e) of his letter dated 21st Dec 1936 (P.U.D) for which a draft notification is herewith submitted for orders.

4/3/37. Chief Secy) 22 For appl. n orders — hg 5-3

5.3.37 (1st member) — MMS 5/3 — 5/3/37

CHIEF SECRETARY. 5. 19 GOVT. OF MYSORE.

Reg'd Ofc 1937

NOTE—Contn. Sheet.

WD 0417—GPB—30,000—8-9-36

2.31 VJ 23 MMS 8/3

Revised Notifn No P 5435 dated 12-3-37

24 cross hg 8-3

File No. of 193 . | General and Revenue Secretariat

Serial No.

As regards item at para 3 (c) i.e. the drawing of the certificate on the Police Staff deputed for duty at the Jatra roads of the ~~Dy~~ Commr are conclusive & are not subject to revision according to section 20 of the Police Rights. And it is not necessary to issue any endorsement to the petition by Govt. The Mysore Bn will kindly intimate the fact along with other matters to the Chief Commr.

Passing on the file to the income tax section direct from the Protection Bn is not allowed by manual rules. The Mysore Bn or the L.S.G. Bn has to do it

28/11/37 It is for consideration if any Govt has to issue to Petr. with respect to para 24 of his petn. & para 3(c) of the Mysore Commr's letter

29-4-37 No endorsement is necessary

L.S.G.B.

29.4.

29.4.37 To the Chief Bn for taking action re para 3(c) of the Mysore Comrs letter dated 21.12.36 vide marginal notes para 29 of the note sheet

3/4/37

FINANCIAL BRANCH 30 APR 1937 2.4.54 GENL & R. V. SECT.

Serial No.

para 3 (d) of P.W.D. re: exemption from payment of meomeroy has been referred to this Section for consideration. Neither the Dy. Com nor the Peshawar Com[r] is in favour of granting this concession to the Mutt. Hence there appears no reason to consider the request in the F.T. section & grant it. The file, will, if approved, be returned to d.s. G. Branch. ~~with Note~~

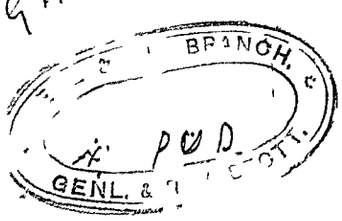
12.3.37 For information before return of file
(Gen. Secy)

d.s. G.B
8/5/37

G.H. Branch for kindly taking action with ref[ce] to para 3 (c) of the Mazmi Commr's letter of 21/12/36 (vide marginal notes - Para 9 of the Mtg Agenda)

8/5/37 40. Subd. re para 3(c) of the Mayrai commissioner's letter dated 21-12-36, it is requested that permission may be granted to the use of badges by the servants. G.H. section has nothing to do with this request. It is not known if any other Mutt uses such badges and if so, who

G.H.



NOTE—Contn. Sheet.

WD 0417—GPB—30,000—8 9 36

1) Petition of Muddurangam Aradhanam

6/4/1897

Mug File No. of 193 | General and Revenue Secretariat

Serial No.

has given permission if approved, this will be returned to Muzrai Branch.

GENL & REV. SECRETARIAT 1154 25 MAY 1937 MUZRAI BRANCH

Mr. G. S.

To Muzrai Branch)

42) Vide 17. 29th 4 i obtained a Mahazar from ?

it is in form that the Matadhipathi has right to the Dt. Magistrate ... in the matter (Vide note ... There arose ... case ... ? ... having ... pending ... in the ... A

43) 2/11/61.

G. M. Branch)

11/6.

(44) subd. This is the case of a Religious Mutt subd for orders if the orders may not issue from the Muzrai Branch itself as at A of page 42 above

45) Allowing a person to wear a badge of a Matadhipathi to be a "Birudu" or ... which has to be dealt with in Muzrai Br

Muz Br)

15/6

Certain Concessions prayed for by the Agent of Pattayakanahalli mill. Sir T.H.

General and Revenue Secretariat — Mas File No — of 193'. — [App. F. III—2

Serial No

46) Kind reference is invited to P.U.D.I. The Agent of Pattayakanahalli Mill has now asked for permission to allow the Mill Servants to wear badges on certain occasions. no orders are required on It is respectfully submitted that what is now contained in the P.U.D.I does not require to be altered upon, although the D.C. in para 3(c) of his report of 21.12.36 has included this on the strength of the A.D.C.'s report. The latter officer in para 2 of his report of 22.11.36 has reported that the Swamis asked him that his Servants may be given badges to wear during festive occasions Etc. This amounts to an oral representation and does not find a place in the petition dated 27.3.34 addressed to Govt. - The report was called for from the D.C. only on the points raised in the petn.

47) If agreed, the D.C. will be informed vide para 3(c) of his report of 21.12.36. That the question of according permission for the Mill Servant to wear a badge on certain occasions does not arise, as no request of the kind is made in the petition on which the report

P.U.D.I.

NOTE—Contn. Sheet.

M/D/0417—GPB—80,000—S 9 36

16/1/37

12) Grant of certain concessions to Sri. Palvaikanahalli Matt, Sira Taluk.

1154 - 36

Mysore File No. of 193 . General and Revenue Secretariat

Serial No.

was called for by Govt. from the Mysore Commr. - it is not usual for Govt. to pass orders on any point not contained in a communication addressed to them.

In the circumstances no orders about the matters referred to in Govt. Memo seem necessary.

2/17/6/37.

3368/17.6.37.

Is sanad required for a man setting his servants & wear livery? No (3/7/37)

No sanction seems necessary. An application seems to have been made in 1868 from Sanders similar to the one in case with the Govt servants should not wear livery by servants & for such discriminations except under the authority of the Magistrate obtained in writing. So it is doubtful if this application can be treated as a case at present. The Govt may also be consulted.

Govt. Secy. 5/7 Yes well No 6/7 Yes 6/7

Advocate Genl 7/7

GENERAL SECRETARY. 14 JULY 1937 282

Law 19/7/37

Re: Permission for wearing 430 a badge by a peon of the Pahmyalamadalli Mutt — Sira TK

1151

General and Revenue Secretariat

Mnz File No. of 193 6-7. [App. F. III—2

Serial No.

53) It is doubtful if the notification of 1868 can be said to be in force now. There seems to be no objection, particularly when the Swamy of the Mutt asks for such permission, to permit the use of the badge for one peon, as recommended by the Mysore Commissioner.

BNR
31-7-37

Asst Secy Mnz. for W-t

54) Gen: Secy Seen - 3/7

53) As the Mutt does not seem to have made the request for a badge - wonders are necessary

Mnz 5/8/37. Gen Secy

Subd. 56) Some time ago there was a requisition from the d.s.g Br for this file, to which this may now be transferred sent for reference and return.

5/8/37 d.s.g. Branch

57) Returned to the Mysore Branch after reference.

Rmr 20/9 Secd.

This file is not required G-e; no orders on any of the requests of the Agent of the Mutt have issued from here; the d.s.g has considered

NOTE—Contn Sheet.

WD 0417 -GPB—80,000 8 9 36

Pattayakanakalli mutt — Seva TK

File No | of 1936-7 | General and Revenue Secretariat

Serial No.

Endt. as in page 1 of the note, if agreed, the file will be transferred to L.S.G. for returning the records to the M.C. and recovering the cost —

Please put up a draft returning the records.

L.S.G. 25.9.37.

60 D/- Issued. 61) A draft returning the cancelled records to the Munsif is submitted. Coms. in view of the orders of the General Secretary contained in para 55 of the notes. 62) Fair Ltr 28/9

27.9.37. Issued No. 512 & 2.10.37 to the Munsif Cuddalore returning records received on the Subject.

These papers containing note & Endorsement issued from L.S.G. and Prot. Branches. It is for orders whether the file may be cancelled & the above to retain such relevant orders pertaining to their branches or file them here —

Note recording.

B Section 6/10

Mysore Gazette

Muz 37-81-37

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. L 2898/LB

Dated, Bangalore, 17th September 1937.

GENL. & REV. SECRETT. 314 20 SEP 1937

ENDORSEMENT.

Muz 32/-

To

The Agent,
Lattmaikanahally Mutt,
Via Tumkur.

With reference to his petition dated 24th June 1937 stating that the endorsement issued to him in No.L.7603 dated 24th April 1937 in the matter of the petitioner's requests for the collection of ground rent and tolls at the Shandy and Jatra at Lattamaikanahalli and for the acquisition of lands for the extension of the Jatra -- grounds, is not clear and gives room to the wrong interpretation that the existing rights enjoyed by the Mutt have been taken away and praying that an endorsement may be issued to him in clear terms re-affirming the privileges already enjoyed by the Mutt, the Agent of the Lattamaikanahally Mutt is informed that it is not the intention of Government to interfere with the rights already enjoyed by the Mutt, but that Government are not in favour of granting any more concessions to the Mutt.

By order,

Sd/- K.H.Krishna Rao
for Secretary to Government
xxx Revenue Department.

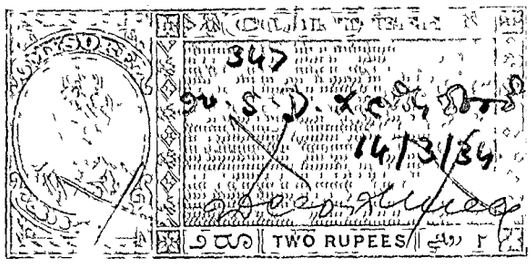
C.5

Memo No. L2899-2900/LB 8.7.937

Copy of the above is forwarded with compliments to (1) Muzrai Commissioner (2) Deputy Commissioner, Tumkur.

By Order,
Mir Izzat Hussain
For Secretary to Government
L.S. Revenue Department.

Copy to Muzrai Branch.
GS Imperial Govt. Rep. Mysore



Before The Government Of His Highness The Maharaja Of

Mysore, Bangalore.

Muzrai Petition No. /1933-34.

Petitioner:-

Muddaranga Avadhutharu,
Agent, Pattanayakanahalli Mutt,
Pattanayakanahalli Village,
Gowdagere Hobli, Sira Taluk,
Tumkur District.

(1) Re:- Certain grievances in the management of the Mutt and Temple at Pattanayakanahalli in Sira Taluk, Tumkur District.

The petitioner most respectfully begs leave to bring the following facts to the gracious consideration of Government and prays for redress;-

History of the Mutt and Temple.

Over 60 years ago( ) one devotee by name Somelinganna of Pattanayakanahalli built a temple in the village and installed the deity of Siva in it. He secured the help of a Swamiji called Nanja Avadhutharu who consented to reside in the place and offer pooja at the temple. For the residence of the Swamiji a mutt was also built. Some arrangements were also made for providing a recurring income to meet the expenses of the Temple and the Mutt.

After the Swamiji took charge of the temple and the mutt he effected considerable improvements. For thirty years he directed the affairs. After his death his disciple Ranga Avadhutharu took his place and for about twenty years he discharged his duties diligently and faithfully. During this period he acquired considerable properties and enlarged the scope of the Mutt's activities and usefulness. He renovated and improved the premises of the Temple and the Mutt also.

Ranga Avadhutharu died about fifteen years ago, and he was succeeded by his disciple -- Sree Ranga Avadhutharu. After his death the present petitioner took the Peetha.

Scope and activities of the institution:-

Efficient arrangements have been made for the boarding and lodging of fifteen boys who are receiving education in the schools. The number of the students is increasing day by day.

A building has been provided for locating the village school at the cost of the institution

A donation of Rs.800-eight hundred

has been paid towards the construction of the Village School.

Pooja is offerred every day at the Temple and on festive and auspicious days Abhisheka and Utsava are arranged.

Akhanda is maintained at the Temple.

A Rathothsava and Jatra are celebrated once a year from Pushya Bahula Padyami to Dasami. All these ten days glorious pooja is offerred at the Temple and during the Uthsava. About ten thousand men, women and children generally assemble for this festival. All these persons are fed free without distinction of caste, creed or color.

Pilgrims and other visitors who pass through the village and who are in need of food and lodging are provided freely with wholesome food and good lodging.

Sadhus and Sanyasis visit the Temple and the Mutt all through the year. They are looked after with care and their material wants are attended to.

A sum of eight hundred rupees has been deposited with the village Panchayat for constructing a musapharkhana in the village.

A cattle fair takes place during the Rathothsava celebrations. About ten thousand head of cattle assemble. For their comfort a big shady tope has been raised and good and plentifull supply of drinking water has been provided. The men who attend on these cattle are fed freely during their stay.

A weekly shandy is held for the benefit of the village and the neighbourhood.

Properties of this institution.

Lands bearing Survey Numbers 119-120-121, 150-151-153-154-155 and a portion of land bearing survey number 149 belong to the institution.

The Temple, the Mutt and the houses and shops belonging thereto and the tope adjoining these are located in the lands bearing survey no. 151 and 150.

One petta consisting of 60 houses and 120 shops has been built and let out to tenants. These have been exempted from Mohatarfa tax by the Government.

Sources of Income.

The agricultural income from the lands denoted above,
the rents payable by the tenants of the shops and houses,
the ground rent or toll leviable on goods and cattle during the Jatra,
the ground rent or toll leviable on shops and goods during the weekly fair or shandy.

Present state of affairs.

A large establishment of servants is maintained. They perform the agricultural operations. keep the premises of the Mutt and Temple clean and

and tidy, and in general look after the properties of the institution, such as the tope, wells, roads Etc. They tend the cows and bullocks also.

The weekly fair or shandy takes place close to the Temple. From the very beginning the petitioner and his predecessors in office have been collecting the ground rent or toll on the goods sold at the fair and also on the shops displayed therein. The Deputy Commissioner of Tumkur District and also the District Board have recognised this right of this petitioner. But as yet there is no direct Government order in this behalf. Government have been pleased to grant such a recognition to similar institutions, and petitioner prays that the same gracious attitude may be adopted in his case also.

During the Jatra and Rathothsavam the men and cattle assembling there require a very large plot of land for their occupation. At present they cover all the lands of the Mutt and Templeand some neighbouring plots of land as well, such as those bearing S.N. 144-145-148- and portion of 149 which does not belong to the institution. There has been great complication because of the insufficiency of accommodation. The neighbouring land owners do not freely give the use of their lands. They offer difficulties besides claiming the entire manure collected on the lands. The petitioner is prepared to purchase these adjoining plots of land for the institution if Government are pleased to acquire them for him. Once before acquisition proceedings had been started and a sum of repees four hundred had been received as a deposit from the petitioner, but subsequently the said proceedings were dropped and petitioner's deposit was refunded to him.

The Jatra is being celebrated for over forty years. A few police officersand constables used to attend the jatra. They were putting up in the mutt and messing there. No fees were levied for their attendance. About four years ago they asked for presents (ಕಂಪ್ಲಿಮೆಂಟ್). The petitioner pleaded inability to pay and requested them to continue as they had done hentofore particularly in view of the fact that the institution was absolutely a philanthropic one. But they were not satisfied so easily. After some correspondence petitioner was informed that he had to pay at the rate of one hundred and twenty rupees per Jatra towards the cost of the police force on duty at the Jatra. Petitioner made repeated representations to the local authorities but his prayers were unheard. These charges are being levied to this day. Besides the payment of this amount the police officers demand rations for their use. This will come to about fifty rupees per Jatra. Further they collect subscriptions in kind and coin from the several stall holders. If any of these demands are not complied with there will be endless troubles and annoyances which will be very hard to bear. In similar institutions this grave inconvenience does not exist and the police help is granted free pf cost. To name only a few instances the Siddaganga Mutt in Tumkur Taluk and the Siva-

Sivaganga Mutt in Nelamangala Taluk do not have these disabilities.

The institution has till now been free from Income-Tax. For the first time the petitioner was called upon to submit a return of his income last year. He did so. But since the income was below the taxable minimum he was not assessed. Government have been graciously pleased to grant exemption from Income Tax to several similar institutions.

Petitioner holds a license for keeping a fire-arm. He has been renewing the license every ~~year~~ year on payment of the prescribed fee. The descendents of the original donor are pleased to promise to present the institution with a fire-arm. It is submitted that Government may be graciously pleased to grant a free license to the petitioner and thus enable him to safeguard the assets of the institution without additional liability.

Redress needed:-

For the reasons mentioned above petitioner humbly prays that Government may be graciously pleased to pass orders:-

(1) Formally empowering the institution as represented by the petitioner, to levy ground rent or toll on the shops, and goods brought for sale in the shandy and jatra.

(2) Directing the acquisition of lands bearing survey numbers 144-145-148- and portion of 149 which does not belong to the institution, for the use of the said institution. Petitioner is willing to deposit the required sum of money for this purpose. It is not possible for the petitioner to purchase these lands at a private sale. If for any reason all these four numbers cannot be acquired atleast survey numbers 148 and the portion of 149 not belonging to the institution may be ordered to be acquired as a first step. The comfort of a very large number of men and cattle are involved and it is submitted that a generous view may be taken in this matter;

(3) Directing that the services of Police men be granted free of cost during the Jatra and Rathothsavam;

(4) Granting Exemption from the payment of Income-Tax;

(5) Granting petitioner as the agent of the institution, a free license for possessing a fire arm.

The petitioner will place the relevent records before this Hon'ble Court and explain matters if an opportunity is given to him or to his counsel . He begs leave to submit further that if any more particulars are required

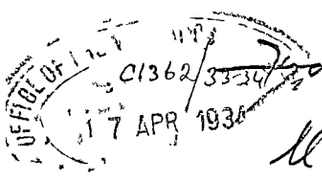
a local enquiry may be ordered to be held with notice to the petitioner.

In any event he most humbly prays that his several grievances may be graciously considered and that adequate relief may be granted to him.

Bangalore
27-3-1934

S D Ganesha Rao
Advocate for petitioner.

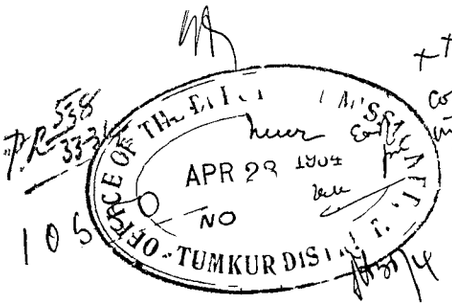
1376/Mag S 16-4-34. Mg 327 36-2



forwarded with Compliments to the Magrai Commissioner for favour for a report

By order

13/4/34
for Financial Secretary

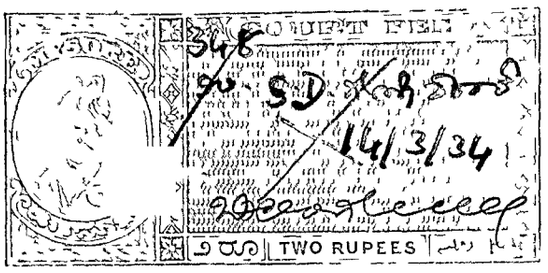


P.R. 538/33-34

1065

Correct information in appeal section of appeal petition

G-S



Before the Government of His Highness the Maharaja of Mysore ಕೋರ್ಟಿಗೆ.

ಬೆಂಗಳೂರು.

1933—1934 ನೇ Miscellaneous ನಂಬರು

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ್

ಪ್ರತಿವಾದಿ ಯಾ ಅಪೋನೆಂಟ್

Mudda Ranga Heradkutagu
Agent
Paltamaya Kanahalli mutt
Sira Taluk

Vs.

Gandhi Nagar, Kempegowda Road ನಿವಾಸಿ

ಬೆಂಗಳೂರು ಸಿಟಿ, ಕಬ್ಬನ್ ಪೇಟೆಯಲ್ಲಿರುವ

ಮು॥ ರಾ॥ ಯಸ್. ಡಿ. ಗಣೇಶರಾವ್ ಬಿ.ಎ, ಬಿ.ಎಲ್., **ಅಡ್ವೊಕೇಟ್‌ರವರಿಗೆ**

Petitioner ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಆಜ್ಞೈರುವರಿಗೂ ಕೋರ್ಟಿನಲ್ಲಿ ನಿವಾದ ಜರ್ಗಿಸುವದಕ್ಕೂ ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರನ್ನೂ ಡಿಕ್ರಿಯನ್ನೂ ಜಾರಿ ಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ ನನಗೆ ಕೋರ್ಟಿನಿಂದ ಸ್ಲಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ದಸ್ತೈವಜು ವಗೈರೆ ಗಳನ್ನು ವಾಪಸು ಪಡೆಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣಅಧಿಕಾರ ಕೊಟ್ಟಿದೇನೆ. ಅದಲ್ಲದ ತಾವಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ತಾವ ಆಯರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನೂ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇದ್ದೇನೆ

ಬೆಂಗಳೂರು,
ತಾರೀಖು } ರುಜು [illegible]

ಈ ಮೊಖ್ತಾರುನಾಮೆ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ.
ಕೆಎಸ್

ಈ ಮೊಖ್ತಾರುನಾಮೆ ಅಂಗೀಕರಿಸಿ ಇದ್ದೇನೆ.
S.D. Ganesha Rao
27/1/34
ಅಡ್ವೊಕೇಟರು.

Appendix F G—1]

SUBJECT .....

.. ..

....

Section Mg

File No.

Serial No.

Diary No. of letter replied to .. ..

No. 1649

To The M.C in Mysore

General and Revenue Secretariat

( )

the *193* .

Date of issue 20/6/34

Mr B Muddukrishnappa for reports

Signed by ... .

Sir,

I am directed to invite reference to this Office Memo No 1376 dated 16.4.1934 forwarding the petition in original received from Mr. Muddurangappa Adhikaram Agent of Pattamagara Konakalli Math Gubbaipare Hobli Sira Taluk, praying for acquisition of certain lands etc, required for the Taka grounds at the place, and to request you to be so good as to expedite submission of the reports called for therein.

I have etc

4/9/6

for Secy

List of enclosures ....

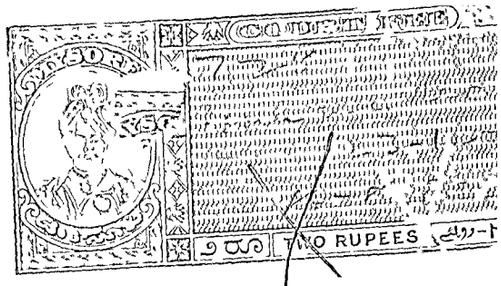
Copied by ....

TYPING SECTION. 10 JUN. 1935 GEN. & REV. SECTT.

Examined by ... .

WD 0677—GPB—15 000—3-11 33

GENL. & REV. SECRETARIAT
60
23 DEC 1936
MUZRAI BRANCH



By hr Shamachar
23/12/36
Pmr seen
Please post
up with the
papers -
Pmr
23/12
23/12/36

Before the Government of H.H.the Maharaja
of Mysore, Bangalore.
(Muzrai Department).

Mrj 327-36-3

Petitioner:- Muddu Rangava Dutar swami of Gunda Brahmeswara swami Mutt at Patta-Nayakanahalli, Sira Taluk, Tumkur District.

The petitioner respectfully begs to state as follows:-

1. That ~~in the month of~~ April 1934, the petitioner presented a petition to the Government praying for reliefs in respect of certain matters relating to the aforesaid mutt. The said petition was forwarded to the ~~Deputy~~ Muzrai Commissioner ~~of Tumkur~~ for enquiry and report in Financial Secy's No 1376 Muzrai Dy 14.4.34 Dtd.

N-

2. That the petitioner learns that the Deputy Commissioner has submitted his report to the Government through the Muzrai Commissioner for orders and that the records are now pending before the Government.

3. That the petitioner submits that the case is a complicated one and that unless he is heard by the Government through his counsel before final orders are passed, all the aspects of the case may not be placed before the Government.

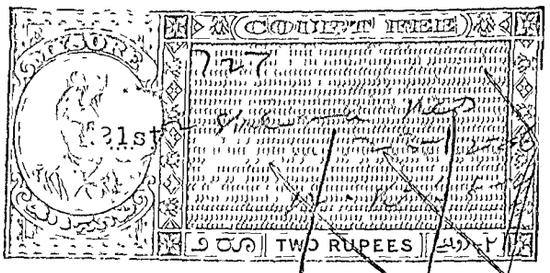
4. That the petitioner is in possession of several

old records and desires to place them before the Government for consideration. As the Deputy Commissioner did not examine the petitioner, he had no opportunity of producing all the records before hi>. The interests of justice do require that a hearing should be granted to him.

5. The petitioner, therefore, respectfully prays that the Government may be pleased to grant him a hearing before final orders are passed.

Bangalore,
23-12-1936.

Dharma Rao



ಕೋರ್ಟ್‌ನಲ್ಲಿ

1936 –193) ನೇ ನಂಬರು

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ್ ಪ್ರತಿವಾದಿ ಯಾ ಅಪೋನೆಂಟ್

V. S.

ಮಾll ರಾll ಡಿ. ಶಾಮರಾವ್, ಬಿ ಎ.,ಎಲ್‌ಎಲ್.ಬಿ., ಅಡ್ವೊಕೇಟ್

ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಆಖೈರುವರಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರುಗಿಸುವುದಕ್ಕೂ ನನ್ನಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರನ್ನೂ, ಡಿಕ್ರಿಯನ್ನೂ, ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹೆಣ ವಸೂಲು ಮಾಡಿ ಕೊಳ್ಳುವುದಕ್ಕೂ, ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ವಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿಧೇನೆ. ಅಲ್ಲದೆ ತಾವಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೆ ಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇಧೇನೆ.

ತಾರೀಖು } ರುಜು

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯ ಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ. } ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧೇನೆ.

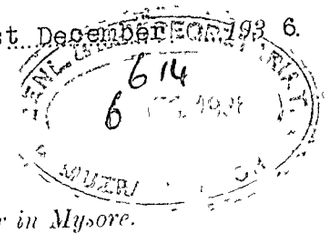
ಅಡ್ವೊಕೇಟರು.

28-

M.O. 13] No. C.1362/33-34

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 21st December 193 6.

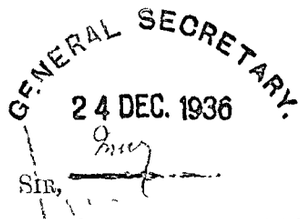


FROM

K. V. ANANTARAMAN, Esq., B.A.,
Muzrai Commissioner in Mysore.

To

M. Venkatesa Iyengar, Esq.,
Secretary to the Government of His Highness the Maharaja of Mysore,
.....General.....*Department.*



SIR,

Petition of Mudduranga Avadhutaru, Swamy of Pattanaikanahalli Mutt in Sira Taluk.

With reference to the Financial Secretary's Memo No.1376/Muz. dated 16-4-1934 forwarding for report the above petition, I have the honor to forward herewith copies of letters of even No.2359/33-34 dated 22-4-1936 and No.2159/33-34 dated 9-11-1936 received from the Deputy Commissioner, Tumkur District, together with the file of correspondence relating to the above, and to state as follows:-

2. It is seen from the records that the Mutt and the temple at Pattanaikanahalli are private institutions. They were built by one Somelingiah at a cost of Rs 12,000 about 50-60 years ago. At his request, the then Deputy Commissioner permitted the holding of weekly shandy at the place which is still continuing. He was also permitted to construct some 30 or 40 stalls on the shandy groundsx with a view to make its income available for the maintenance of the institution and Government, in their order No.1178-J-50 dated 17-5-1888 granted to these buildings, exemption from Mohatarfa taxation. This exemption was confirmed by Government in their order No.L.7245-7/V.P.15-28-22 dated 29-4-1929. Though the concession granted in the order of 1888 was limited to 30-40 stalls intended to be built by Somelingiah within 12 months of the order the concession is being enjoyed by the Mutt in respect of all buildings and stalls owned by it, whether built as per Government Order or subsequent to it.

2. A jatra began to take place in connection with the temple from the year Vikrama and from 10 years afterwards, cattle began to assemble during the annual jatra which has developed into a big and important annual function in recent years. About 8,000 cattle gather during the jatra and the Mutt is realising an appreciable income from this source by way of fees levied on cattle.

The Mutt has been levying ground rent and shop tax from the shandy stalls and on shops and cattle during jatra also. The only authority under which this levy is being made is the Memo of the District Board President No.845 dated 11-3-1916 which states that so long as the payment of contributions by the shop-keepers, cart-men etc., are voluntary and are clearly understood by the people as such, there need not be any interference in the matter and that the Manager has no right to insist on the payment of the fees by anybody.

3. The petitioner has prayed for certain other concessions and the Deputy Commissioner, to whom the petition was sent for investigation, has furnished his views on each prayer, as noted below.

(a) Regarding the collection of ground rent or toll on goods sold at the shandy and the jatra and also shop tax, the Deputy Commissioner states that the Mutt is already enjoying certain concessions in the shape of exemption from the Village Panchayet taxation and that he is not in favour of granting any more concessions.

(b) As regards certain lands to be ~~required~~ acquired for the jatra, the Deputy Commissioner states that he cannot recommend the acquisition, as it is not for a public purpose and that the benefit of acquisition will go to a private body.

(c) Regarding the payment to be made to the Police for duty during the jatra, the Deputy Commissioner is of opinion that as the jatra is a private one, the Police are not wrong in demanding payment for their services at the rates prescribed in Article 307 of Mysore Police Manual.

(d) Regarding exemption from payment of income tax, the Deputy Commissioner states that general exemption for all time for every kind of income, irrespective of the purpose for which it is used, cannot be granted.

(e) The last two prayers are for a free license to keep a fire-arm and permission to the use of badges by the servants when the Swami goes out for raising charitable donations.

Regarding the former, the Deputy Commissioner states that the Swami may be granted an exemption in respect of one double-barrelled muzzle-loading gun and as regards the latter, the use of the badge may be permitted for one ~~year~~ fair.

4. It has also been reported that the right to collect cattle fee and shop tax at the jatra is being disposed of by contract annually, that the Swamy wants to get as much as possible from the contract and that he has not made any satisfactory sanitary arrangements for the larger number of people that collect at the jatra. He suggests that the management of the jatra be left to the District Board.

5. The views expressed by the Deputy Commissioner on the several requests of the Swami are correct and I agree with him.

I have the honor to be,

Sir,

Your most obedient servant,

Nazrat Commissioner.

Letter No.M.2359/33-34 dated 22-4-36 from the Deputy Commissioner, Tumkur District, to the Muzrai Commissioner in Mysore.

With reference to your Memo No.C.1362/33-34 dated 24th April 1934 forwarding a petition from Muddduranga Avadhutaru Swami of Patnaikanahalli Mutt and calling for a report, I beg to state as follows:-

It may be seen from the petition itself that the Mutt is of recent origin being only about 60 years old. It is not a Muzrai institution. It is a fact that Muddduranga Avadhutaru Swami, the petitioner, is the successor of the ~~present~~ first Swami. The facts mentioned in his petition under the headings (1)History of the Mutt and Temple (2) scope and activities of the institution (3) Properties of the institutions and (4) sources of income, are all fairly correct. The petitioner claims for some concessions, which are detailed in the para headed "Redress Needed".

2. Exhaustive reports dated 30-4-33 and 11-10-34 have been submitted by the Amildar touching every point raised and regarding the existing state of affairs. The Sub Division Officer, Madhugiri, has also submitted a report dated 8th January 1934.

3. The petitioner prays that he may be permitted to collect the ground rent or toll on the goods sold at the shandy and also shop taxes. There are two Government Orders on the subject. According to Government Order No.1178-9-50 dated 17th May 1888 exemption for Mohatarfa is sanctioned only with regard to the market stalls to be built completely before 18 months from the date of Government Order. It would seem that the exemption was claimed as the managers proposed to build 30 or 40 stalls, so that the income derived therefrom may be utilised for the management of the temple. It was expected that the management would spend about Rs 8,000 to construct a well and stalls vide report No.42 dated 21st April 1888 of the Deputy Commissioner, Tumkur District to the Chief Secretary to the Dewan. There is nothing on record to show how many shops and stalls were actually constructed within the period prescribed by the Government. The question arose again after passing of the Village Panchayet Regulation whether all the buildings should not be taxed and the amount credited to the funds of the Village Panchayet. In their Order No. L.7245-7/V.P.15-28-22 dated 29-4-1929, Government merely continued the concessions made in the order of 1888 and 1894 with reference to buildings constructed under Government Order of 1888. However, other buildings constructed subsequent to the period prescribed by the Government Order of 1888 are not being taxed. This seems to be due to the fact that the Swamies became Secretaries of the Village Panchayet and the Village Panchayet considered that the pro-

ceeds from taxes were being utilised for religious purposes (i.e., for the Mutt in which free food was given). Thus, there happen to be several buildings on which the Village Panchayet could properly levy taxes. I am not in favour of granting ~~in~~ any more concessions than have already been granted by the previous Government Orders,.

4. As the Mutt grew into importance, a jatra came into existence. At first, it seems to have been a small affair and held in the grounds of the Mutt. But latterly, the jatra is growing bigger and it is reported that cattle collect in lands, which do not belong to the Mutt. The petitioner, in the petition referred to me, prays that certain S.Nos. should be acquired for him so that he could collect taxes and also utilise money from the sale of manure. At one time, it was proposed to acquire these S.Nos. but the proceedings were dropped. He is prepared to pay the cost of acquisition. This prayer for acquisition of lands cannot be recommended as the Mutt is a private one and the benefits accrue to a private body, although it might be a religious body. It is not for a public purpose that the acquisition is prayed for. According to the District Board ~~xxxxxxxxx~~ Regulation, no private jatras can be permitted. The District Board, however, waived their right to the sale proceeds from the jatra. It may be seen from the records that the Mutt Managers are disposing of the right of collecting taxes and tolls on cattle by contract. In a Government Order, it has been specifically stated that the Mutt could collect taxes from the shops etc., if the payers gave them voluntarily. It is obvious that the contractors, in order to realise their money and profits, could make no such distinction as voluntary and non-voluntary payment. It is also obvious that selling on contract, the right to collect tolls and taxes at the jatra, is unauthorised, as not being covered by any Government Order. I am not in favour of recommending the grant of this concession to the Mutt. According to the reports of the Sub Division Officer and the Amildar and other information I have received, the Swami, beyond his interest or object to get as much as possible from the contract, is not making any satisfactory sanitary arrangements for the large number of people that collect at the jatra. In fact, misunderstandings arose when the local authorities-- Veterinary, Medical and Sanitary, and Revenue-- told the petitioner that, as a large number of men and cattle collected, arrangements should be made to see that disease among men and cattle did not spread. The Mutt is not capable of managing a large jatra of this kind. The District Board

have shown their disinclination to take up this work, although it is their duty and a right to take up the management of a jatra of this kind. It is necessary, in the interests of men and cattle, that the jatra should be properly organised and conducted. The Sub Division Officer has proposed a Board for this purpose and one of his suggestions is that there should be two or three representatives of the Mutt on this Board. This might lead to difference I would, therefore, suggest that the whole management of the jatra should be left to the District Board, as the institution is not Muzrai. The Board could arrange for the attendance of a Sub Assistant Surgeon, a Veterinary Surgeon and a Sanitary Inspector to see to the prevention of diseases among men and cattle.

5. The Swami prays for exemption from payment of any sum towards the Police arrangements. But, as the jatra function is a private affair at present, the Police do not seem to be wrong in demanding that their services should be paid for at the rates prescribed in Art.507 of Mysore Police Manual. If any illegal levy is made by the Police and brought specifically to the notice of the superior officers concerned, the culprits will be suitable dealt with.

In his order No.R.Dis.M.2364/30-31 dated 29-7-31, the Deputy Commissioner has disposed of this matter by ordering that the cost of the Police should be paid.

6. The Swami prays for exemption from income tax. He was not able to satisfy the Income tax Officer that the income from investments, money-lending, etc., was utilised solely for charitable purposes. In an appeal preferred to the Deputy Commissioner, the assessment has been cancelled. But a general exemption for all time for every kind of income, irrespective of the purpose for which it is used, cannot, perhaps, be granted.

7. The Swami also prays for exemption from paying for a license to keep a fire-arm. He may be granted an exemption in respect of one double-barrelled muzzle-loading gun.

8. He also asked me that his servants may be given badges to bear during festive occasions and when the Swami goes out for raising charitable donations. Perhaps, this may be permitted for one peon.

Letter No.M.2159/33-34 dated 9-11-36 from the Deputy Commissioner, Tumkur District, to the Muzrai Commissioner in Mysore.

Subject:- Permission to levy taxes on shops and cattle during annual jatra at Pattanaikanahalli, ~~Sira~~ Kira Taluk.

With reference to your letter No.C.1362/33-34 dated 12th June 1936 re-

requesting to send a copy of the Government Order, if any permitting the Swamiji of Pattanaik Mallik to collect voluntary payment of taxes from shop-keepers etc., during the jatra, I have the honor to state that there appears to be no Government Order permitting the Swamiji to collect voluntary payment of taxes during the jatra. As will be seen from the Collector's report No. 7.C.15/30-4-1930, there were protests about the unauthorised levy of fees on cattle and tolls on shops during the jatra and the then Deputy Commissioner and President, District Board, appears to have passed an order in 1916 that the Patha should not insist on payment of toll etc., but was at liberty to receive only voluntary contributions.

As explained in detail in my previous letter, the management of the weekly shandy and the annual jatra and cattle fair has to be regularised, consistent with the existing orders. The management of weekly shandy and cattle fairs should be left in the hands of the District Board to assure satisfactory working.

"C O P I E S"

M. N Ramadhan

For Puzrai Commissioner.

Appendix F. G.–1]

Absd
13/3/37

SUBJECT.....

MB 327-36-5

Section. Pol
File No. 149-36
Serial No.

No. 13435 Pol. Secretariat

To

Diary No. of letter replied to ..

General and Revenue Secretariat.

( )

the *193* .

Date of issue 12.3.37

Signed by mr. A.S.R

List of enclosures.....

Copied by.....

Examined by..... 12/3

Under Section 22 of the Mysore Arms Regulation VI of 1890 as amended from time to time, the Government of His Highness the Maharaja are pleased to exempt the person specified in the first Column of the subjoined Table subject to the provisions of provisos (a) & (b) to ~~the~~ Rule 3 of the Mysore Arms Rules, from such prohibitions & directions contained in the said Regulation as are indicated

in the fourth Column in respect of the arms and ammunition described in the second Column when carried or possessed for his own personal use.

Person	Arms & Ammunition	Provisos & Restrictions	Prohibitions & directions
The Swami of Pattanakkana mutt Kalli P.O. Sirsi Taluk	one double barrelled muzzle loading gun & a reasonable quantity of ammunition therefor	...	Sections 8 to 11

By order

[illegible]
5/3
Chief Secretary to Govt.

To

The Compiler, Mysore Gazette

for publication in the Gazette with a request to send 50 copies of the notification to this office & 50 copies to each of the Dist Magistrates & Dts of Police

No. PS436-8 dt 12.3.37

Copy of the above is forwarded with Compts to the Mukhtasar Commr, Dts of Police & the Dist. Magistrate, Jamakhandi for info.

By order
5/3
to Govt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 21st April 1937.

No. Fl. 453

MB 37

ENDORSEMENT.

Granted to Mr. Muddurunga Avadhutaru, Agent, Pattanayakana Halli Mutt, Pattanaikanahalli village, Gowdagere Hobli, Sira Taluk through Messrs. D. Shama Rao and R. Venkatasubbiah, Advocates, Balepet Bangalore.

With reference to his petitions dated the 27th March 1934 and 23rd December 1936 praying among other things that he may be permitted to collect the ground rent or toll on the goods sold at the shandy and the Jatra and also slop tax and that certain lands may be acquired by Government on behalf of the Mutt for extending the Jatra grounds, the petitioner is informed that his requests cannot be complied with.

By order,

Sd/- V. Vedavyasacharya,
Secretary to Government,
Development Department.

Memo No. L 7 52.

Copy of the above is forwarded with compliments to the Muzrai Commissioner in Mysore for information with reference to his letter No. C. 1362/33-34 dated the 21st December 1936.

By order,

for Secretary to Government,
Development Department.

C.R.G.3

Appendix F G—1]

SUBJECT.....

.....

.....

Section Misc

File No. 327-36

Serial No. 6

Diary No. of letter replied to.....

No. 4975

To

Endorsement granted to Mr Muddurangaradhutaru, Agent Patta nayakanahalli and Patta naikanahalli village, Gowdagere Hobli, Tiptur Taluk thro messrs D. Shamadas and R. Venkatasubbiah, Advocates, Bangalore.

With reference to his petitions dated the 27th March 1934 and 23rd 1936 praying among other ~~Grievances~~ matters that the grant may be permitted to collect the ground rent

General and Revenue Secretariat

( )

the 193 .

Date of issue 25/2/37

Signed by [illegible]

List of enclosures.....

Copied by .....

Examined by.....

WD 03601—GPB—30,000—23-9-35

or till the goods sold at the
Sherady and the Jatra also
stop fast and that certain
lands may be acquired by Govt
behalf of the mutt for
extending the Jatra grounds,
the petitioner is informed
that his requests cannot
be complied with.

By order,

17/4/37
9/4/37 Sec to Govt

Memo no:- 1037

Copy W c to the Inspl
Circle in response for information
with reference to his letter no
C. 1362/33-34 dt 21.12.1936.

B.O.
9/4/37 Sec to Govt 07/4/37

Appendix F G—1]

SUBJECT .....

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Section Mem 3

File No. 316-36

Serial No.

Diary No. of letter replied to .....

No 512 Imperial records

To The M.C

Sir,

General and Revenue Secretariat

(|)

the *193* .

I am directed to return herewith records received with your letter no C 1362/33-34 dt 21.12.1936 submitting a report on the several cases of the Agent of Sri Padmanabhan Malai mine Sira Tk

Thanking You

Yours very faithfully

For Chief Secy

Date of issue 2-12-36

Signed by Mr. C. R. Venkata Ramana Iyer

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GPBM—40,000—20-7 31